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PATENT



In the United States Patent and Trademark Office

Applicant: Barry J. Marshall et al.      Docket: 17127A  
Serial No.: 09/977,546      Group: 1743  
Confirmation No: 3538      Examiner:  
Filed: October 15, 2001      Date: February 7, 2002

For: Systems For Performing Multiple  
Diagnostic Tests

BOX MISSING PARTS  
Assistant Commissioner For Patents  
Washington, D.C. 20231

Dear Sir:

TRANSMITTAL OF DECLARATION AND POWER OF ATTORNEY IN RESPONSE TO  
NOTICE TO FILE MISSING PARTS OF APPLICATION - FILING DATE GRANTED

The captioned application was deposited with the U.S. Patent and Trademark Office on October 15, 2001 for purposes of obtaining a filing date, the application papers thereof omitting the oath. Herewith please find that document submitted in compliance with the provision of 37 CFR § 1.63 along with a copy of Form PTO-1533, Notice To File Missing Parts of Application - Filing Date Granted. Please charge the surcharge of \$130.00 to Deposit Account No. 11-0875. A duplicate copy of this page is enclosed for accounting purposes.

Respectfully submitted,

BARRY MARSHALL ET AL.

By: Nancy M. Klembus  
Nancy M. Klembus  
Registration No.: 40051  
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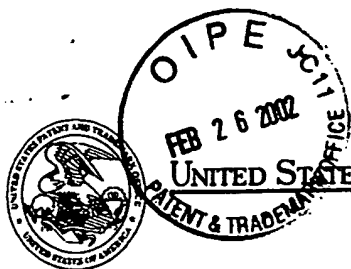
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# CERTIFICATE OF MAILING

I, Erminia Brown, hereby certify that on February 7, 2002 this Transmittal of Declaration and Power of Attorney in Response to Notice to File Missing Parts of Application -- Filing Date Granted and Combined Declaration and Power of Attorney is being deposited with the United States Postal Service as first-class mail, postage prepaid, in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

By: Erminia Brown  
Erminia Brown

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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/977,546	10/15/2001	Barry J. Marshall	17127A

CONFIRMATION NO. 3538

23556  
KIMBERLY-CLARK WORLDWIDE, INC.  
401 NORTH LAKE STREET  
NEENAH, WI 54956

FORMALITIES LETTER



\*OC000000007083598\*

Date Mailed: 11/16/2001

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

***Filing Date Granted***

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

***A copy of this notice MUST be returned with the reply.***

*Beth T. Benti*  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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